

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

<http://www.state.in.us/iurc/>
Office: (317) 232-2701
Facsimile: (317) 232-6758

JAN 20 2005

PETITION OF THE CITY OF MARION,)
INDIANA, FOR AUTHORITY TO INCREASE)
ITS RATES AND CHARGES FOR WATER)
SERVICE, AND FOR APPROVAL OF NEW)
NEW SCHEDULE OF RATES AND)
CHARGES APPLICABLE THERETO)

CAUSE NO. 04-2720
UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") caused the following entry to be made:

On January 18, 2005, counsel for the Office of the Utility Consumer Counselor ("OUCC") filed a *Motion to Modify Procedural Schedule* ("Motion"), advising that the OUCC needs additional time in order to prepare its case-in-chief and review Petitioner's evidence. The existing procedural schedule in this Cause requires the OUCC to file its case-in-chief on or before January 25, 2005. The Motion advises that counsel for the Petitioner has been contacted and does not object to the requested schedule modification.

170 IAC 1-1.1-18(i) governs written requests for extensions of time in which to prefile testimony. The rule states that "[t]he motion should be filed prior to the time set for the filing of the testimony", and provides that the Presiding Officer, for good cause shown, may fix the extension of time in which to prefile testimony in order to avoid undue delay and provide a reasonable opportunity for all parties to properly prepare their cases.

The Presiding Officers, being duly advised in the premises, now find that the OUCC's Motion should be granted. The OUCC should file its case-in-chief on or before February 1, 2005. Petitioner's rebuttal shall be filed on or before February 15, 2005. The evidentiary hearing in this Cause remains scheduled for February 24, 2005, at 9:30 a.m. in Room E306, Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana.

IT IS SO ORDERED.



David E. Ziegner, Commissioner



Andrea L. Brandes, Administrative Law Judge

Date: _____

January 20, 2005